

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

August 20, 2013

A G E N D A

1. Call to order.
2. Invocation and pledge of allegiance to the flag.
3. Adoption of agenda.
4. Approval of the August 6, 2013 Regular Business Meeting minutes.
5. PROCLAMATION: "Clayton County Recognizes Elite Scholars Academy for Being Named a 2012 Georgia School of Excellence" (presented by Chairman Jeffrey E. Turner).
6. PROCLAMATION: "Clayton County Recognizes Mariah Stackhouse as One of the Top Collegiate Golfers in the Country" (presented by Commissioner Gail Hambrick).
7. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.
8. Consider requests of Theodis Locke, Director of Central Services/Risk Management. (NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: <http://library.municode.com/index.aspx?clientId=10562>.)

1) **Clayton County Police Department Tactical Bomb Gear, Sole Source Purchase** (*POR #00010189; Allen Vanguard Corporation, located in Ottawa, Ontario, Canada; \$33,887.00. Funding is available through the Georgia Emergency Management Agency Grant [GEMA]*), as requested by the Police Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners.

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2) **Clayton County Police Department Tactical Gear, Sole Source Purchase** (POR #000010081; \$54,146.00 – Allen Vanguard Corporation, located in Ottawa, Ontario, Canada and \$6,370.40 – EOD Robotics Inc., located in Sunnyvale, CA. Funding is available through the Georgia Emergency Management Agency Grant [GEMA]), as requested by the Police Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners.

3) **RFB PKG #11-39 Clayton County Central Services Annual Contract for Batteries, Request for Price Increase, First Amendment** (Difference of \$.21 with increase at \$1.25 each/Battle & Battle Distributors, Inc., located in Decatur, Georgia), as requested by the Central Services Department. Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document.

4) **RFB PKG #12-32 Clayton County Air Filters Annual Contract, Request to Add Additional Item to Contract, First Amendment** (\$54.60 per case/Pure Air, located in Greenwood, MS), as requested by the Building & Maintenance Department. Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document.

5) **RFP PKG #13-24 Swim Lesson Provider, Annual Contract** (Tara Tarpons Swim Association, located in Jonesboro, Georgia, with a score of 435.00. Twenty-five percent of the proceeds will be paid to the County.), as requested by the Parks and Recreation Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method

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is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

6) **RFB PKG #13-37 Clayton County Print Shop Supplies Annual Contract** (*Multi-Award: Mac Papers, Inc., located in Lithia Springs, Georgia; Mark Andy, Inc., located in Des Plaines, Illinois, and Unisource Worldwide, Inc., located in Norcross, Georgia for 73 items*), as requested by the Central Services Department. Per Section 2-136 (6) of the Clayton County Purchasing Ordinance, Clayton County has developed annual contracts for frequently used items and services. These contracts are a result of a sealed bid. The contract allows the county to order goods and services directly from the awarded suppliers through the use of an annual contract document.

7) **CAD Dispatch Software Upgrade, Contract Amendment II, Credit from Roster Module and Maintenance to Purchase Additional CAD Status Monitor Licenses** (*SunGard, located in High Point, North Carolina at no additional cost to the County; \$8,158.64 credit cost*), as requested by the Police Department. Per Section 2-136 (7) of the Clayton County Purchasing Ordinance, Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The purchasing agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners.

8) **RFP PKG #10-12 Turf Management for Athletic Fields, Annual Contract, Contract Amendment, Request for Contract Extension** (*TruGreen, located in Ellenwood, Georgia, for 90 days*), as requested by the Parks and Recreation Department. Per Section 2-136 (2) of the Clayton County Purchasing Ordinance, Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater.

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9. Consider requests of Ramona Thurman, Chief Financial Officer.

- 1) Budget Amendment #-2-74 – Finance-Mail Room/FYE 6-30-13 – to transfer funds in the amount of \$385.00, to cover the cost of additional wages, benefits, and postage.
- 2) Budget Amendment #2-75 – Fire Fund/FYE 6-30-13 – to transfer funds, in the amount of \$61,561.00, to cover the cost of additional wages, benefits, and utilities.
- 3) Budget Amendment #2-76 – Hotel/Motel Tax Fund/FYE 6-30-13 – to transfer funds, in the amount of \$32,245.00, to cover the cost of additional wages.
- 4) Budget Amendment #2-77 – Tourism Fund 5% Hotel/Motel Tax/FYE 6-30-13 – to transfer funds, in the amount of \$1,754.00, to cover an additional Operating Transfer to the Debt Service Fund.
- 5) Budget Amendment #2-78 – County Services/FYE 6-30-13 – to cover additional fees, claims, and supplies in the amount of \$1,439,236.00.
- 6) Budget Amendment #2-79 – Alternative Dispute Resolution/FYE 6-30-13 – to transfer funds, in the amount of \$72.00, to cover an additional salary expense.
- 7) Budget Amendment #2-80 – Victim Assistance Fund/FYE 6-30-13 – to transfer funds, in the amount of \$9,858.00, to cover additional benefit costs.
- 8) Budget Amendment #2-81 – Law Library/FYE 6-30-13 – to transfer funds, in the amount of \$96.00, to cover additional dues and subscription fees.
- 9) Budget Amendment #2-82 – Registrar/FYE 6-30-13 – to cover additional wages and benefits in the amount of \$9,372.00.
- 10) Budget Amendment #2-83 – Health Department Fund/FYE 6-30-13 – to appropriate funds, in the amount of \$17,533.00, to provide for retainage expenses.
- 11) Budget Amendment #2-85 – State Court/FYE 6-30-13 – to cover additional wages and fees in the amount of \$39,830.00.
- 12) Budget Amendment #2-86 – Probate Court/FYE 6-30-13 – to cover additional

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wages, overtime, insurance, equipment and fees in the amount of \$19,088.00.

- 13) Budget Amendment #2-87 – Street Light Fund/FYE 6-30-13 – to provide additional electric utility costs in the amount of \$302,464.00.
- 14) Budget Amendment #2-88 – State Adult Probation/FYE 6-30-13 – to cover additional wages, fees, and supplies in the amount of \$2,718.00.
- 15) Budget Amendment #2-90 – Police Department/FYE 6-30-13 – to cover additional wages, overtime, benefits, fees, rental cost, supplies, telephone and travel expenses in the amount of \$257,818.00.
- 16) Budget Amendment #2-91 – Community Development/FYE 6-30-13 – to cover additional wages in the amount of \$9,034.00.
- 17) Budget Amendment #2-92 – Library/FYE 6-30-13 – to cover additional wages, benefits, and utilities in the amount of \$50,660.00.
- 18) Budget Amendment #2-93 – Senior Services/FYE 6-30-13 – to cover additional wages, overtime, benefits, fees, supplies and travel expenses in the amount of \$42,912.00.
- 19) Budget Amendment #2-94 – Tax Allocation District – Northwest Clayton/FYE 6-30-13 – to appropriate funds, in the amount of \$699,450.00, to establish for the Mountain View Tax Allocation District (TAD).
- 20) Budget Amendment #2-95 – Building and Maintenance/FYE 6-30-13 – to cover additional wages in the amount of \$21,303.00.
- 21) Budget Amendment #2-7 – Dog Abuse and Treatment Fund/FYE 6-30-14 – to transfer funds, in the amount of \$5,500.00, between State Court and Superior Court.
- 22) Budget Amendment #2-8 – Other General Government/FYE 6-30-14 – to appropriate funds, in the amount of \$200,000.00, to complete the forensic audit.
- 23) Budget Amendment #2-9 – Other General Government/FYE 6-30-14 – to appropriate funds, in the amount of \$50,000.00, for an airport east CID.

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- 24) Budget Amendment #2-10 – Other General Government/FYE 6-30-14 – to reappropriate funds, in the amount of \$66,600.00, received from Stevens MDS to utilize the Jesters Creek Trail Enhancement.
- 25) Budget Amendment #4-12 – Fund 307 – 2009 SPLOST Projects/FYE 6-30-14 – to amend the budget, in the amount of \$2,600,000.00, for the Woolsey Road Widening and Reconstruction project.
- 26) Budget Amendment #4-13 – Fund 307 – 2009 SPLOST Projects/FYE 6-30-14 – to amend the budget, in the amount of \$250,000.00, for the Davidson Parkway South project.
- 27) Request for a Refund of 2013 Alcohol License Fees, in the amount of \$2,000.00, to Dildar Singh DBA Lucky Food Mart in Ellenwood, Georgia.
10. Resolution 2013-207 – A Resolution authorizing Clayton County to enter into a Professional Services Agreement with Clayton County Public Schools and American Traffic Solutions, Inc., providing for the terms and conditions under which an automated enforcement program for school bus warning device violations will be implemented; to authorize the Chairman to execute the agreement and to otherwise perform all other acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget as needed to reflect an appropriate revenue source and expense, all as may be required; to provide an effective date of this resolution; and for other purposes.
11. Resolution 2013-208 – A Resolution authorizing the acceptance of a sound system that was donated to the Clayton Regional Police Academy; to authorize the Director of Central Services to dispose of the sound system in a manner consistent with this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense; to provide an effective date of this resolution; and for other purposes.
12. Resolution 2013-209 – A Resolution authorizing Clayton County, on behalf of the Clayton County Parks and Recreation Department, to grant a Special Facility Use Request for Rotary Club of Clayton County, Inc. to host a series of events for International College Students at the Clayton County International Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.
13. Resolution 2013-210 – A Resolution authorizing Clayton County to enter into a consulting

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- agreement with A Different View, Ltd. providing for the terms and conditions under which marketing and feasibility services will be rendered to the County; to authorize the Chairman to execute the agreement and to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes.
14. Resolution 2013-211 – A Resolution authorizing Clayton County to enter into a consulting agreement with HMI, Inc. providing for the terms and conditions under which hotel feasibility services will be rendered to the County; to authorize the Chairman to execute the agreement and to perform all acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes.
 15. Resolution 2013-212 – A Resolution granting a Special Facility Use Request to Make-A-Wish Georgia to host the Christmas in September Community Gift Card Drive at the Clayton County Justice Center; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.
 16. Resolution 2013-213 – A Resolution authorizing Clayton County, on behalf of the Clayton County Parks and Recreation Department, to grant a Special Facility Use Request for Virtual OIF/OEF Veterans Organization, Inc. to host a Veterans Health Fair at the Clayton County International Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; and for other purposes.
 17. Resolution 2013-214 – A Resolution authorizing Clayton County, on behalf of the Clayton County Senior Services Department, to grant a Special Facility Use Request for Clayton County Solicitor General's Office to host an outreach event for Domestic Violence Awareness Month at the J. Charley Griswell Senior Center; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.
 18. Resolution 2013-215 – A Resolution authorizing Clayton County to approve a Special Facility Use Request to allow State Representative Sandra Scott to host a forum on the Affordable Care Act and the 3rd Annual Senior Citizens' Breakfast at the Carl Rhodenizer Recreation Center; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution;

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to provide an effective date of this resolution; and for other purposes.

19. Resolution 2013-216 – A Resolution authorizing Clayton County, on behalf of the Clayton County Parks and Recreation Department, to grant a Special Facility Use Request for Ladies Auxiliary of Veterans of Foreign Wars, Post 5080, Lake City to host the Gold Star "Warrior" Mother's Day Ceremony at Rex Park; to authorize the Chairman to perform all acts necessary to accomplish the intent of this resolution; to provide an effective date of this resolution; and for other purposes.
20. Resolution 2013-217 – A Resolution regarding Clayton County Fire & Emergency Services personnel matters; to authorize an effective date of this resolution; and for other purposes.
21. Resolution 2013-218 – A Resolution authorizing Clayton County to enter into an agreement with Mix Fix Live Sound providing for terms and conditions under which sound production equipment and sound engineering services will be provided in connection with "Life's A Fish and Then You Fry"; to authorize the Chairman to execute the agreement and otherwise to perform any acts necessary to accomplish the intent of this resolution; to authorize the Chief Financial Officer to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes.

22. ZONING PETITION: **Rescind CUP for Beacon Media, LLC/2723 Mt. Zion Road**

1) This request is to consider rescinding the authorization of a Conditional Use Permit granted from Article 3.21 -- General Business District -- to allow for the construction of a billboard sign. The subject property is located at 2723 Mt. Zion Road in Jonesboro, Georgia and is otherwise known as parcel number 12075A A002 and 12075A A009. The property is currently zoned General Business (GB). The Conditional Use Permit was granted on December 20, 2011 and filed under petition REZ/CUP 201101-01. **(Commission District #4 -- Vice-Chairman Michael Edmondson)**

23. ZONING PETITION: **James Bear on behalf of Briggs Equipment, Inc./CUP for 4695 Aviation Parkway/Case Number: CUP 201307-01**

1) The Applicant, James Bear on behalf of Briggs Equipment, Inc., is requesting a Conditional Use Permit granted from Article 3.31 Heavy Industrial (HI) District for outside storage and display area upon property located at 4695 Aviation Parkway, and otherwise known as parcel number 13043C A013. The subject property is approximately 9.382 acres of industrial land, which is currently zoned HI. **(Commission District #2 -- Commissioner Gail Hambrick)**

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EXECUTIVE SESSION

24. Consider any action(s) necessary based on decision(s) made in the Executive Session.